

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO. 0545MH-40237E(1)

In re Application of:

JEFFREY BOGATIN ET AL.

Serial No. **TO BE ASSIGNED**

Filed: **30 APRIL 2001**

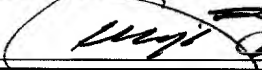
For: **RAPID COOKING OVEN WITH BROADBAND COMMUNICATION CAPABILITY TO INCREASE EASE OF USE**

**ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS
UNDER 37 C.F.R. § 1.27(c)**

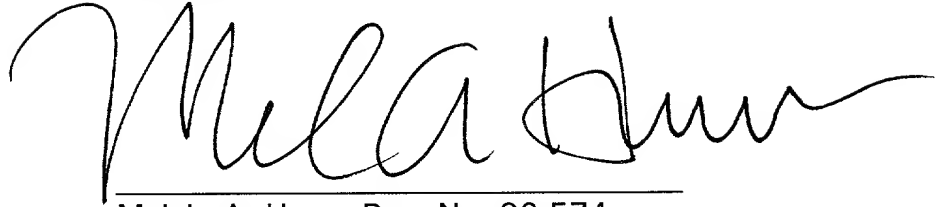
Assistant Commissioner for Patents
Washington, D.C.

Sir:

Pursuant to 37 C.F.R. 1.27(c)(2)(i), the undersigned hereby asserts that **TURBOCHEF, INC.**, owner by assignment of the entire right, title, and interest in the subject application, is a small entity as defined in 37 C.F.R. § 1.9(d) and is entitled to small entity status for purposes of paying reduced fees under Section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the subject invention.

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8(a)	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent Office, Washington, D.C. 20231, on this date.	
Name: 	Date: <u>4-30-01</u>

Respectfully submitted,



Melvin A. Hunn, Reg. No. 32,574

Kenneth C. Hill, Reg. No. 29,650

James E. Walton, Reg. No. 47,245

HILL & HUNN LLP

201 Main Street, Suite 1440

Fort Worth, Texas 76102

(817) 332-2113 (voice)

(817) 332-2114 (facsimile)

melhunn@hillandhunn.com (e-mail)

kenhill@hillandhunn.com (e-mail)

jameswalton@hillandhunn.com (e-mail)

ATTORNEY FOR APPLICANT

Docket No. **0545MH-40237E(1)**

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

**RAPID COOKING OVEN WITH BROADBAND COMMUNICATION
CAPABILITY TO INCREASE EASE OF USE**

further identified by attorney Docket No. **0545MH-40237(E)1**.

This application claims the benefit of the following U.S. Provisional Applications:

(1) Serial No. **60/200,277**, filed **28 APRIL 2000**, entitled "Rapid Cooking Oven With Broadband Communication Capability to Increase Ease of Use";

(2) Serial No. **60/200,269**, filed **28 April 2000**, entitled "Method of Utilizing a Broadband Communication Channel for Cooking";

(3) Serial No. **60/200,270**, filed **28 April 2000**, entitled "Rapid Cooking Oven with an Integrated Wireless User Appliance to Allow Access to Digital Content";

(4) Serial No. **60/200,279**, filed **28 April 2000**, entitled "Method of Cooking Utilizing a Combination Rapid Cooking Oven and Integrated Wireless User Appliance";

(5) Serial No. **60/200,281**, filed **28 April 2000**, entitled "Rapid Cooking Oven with an Integrated Wireless User Appliance to Allow Access to Remotely Maintained Digital Content";

(6) Serial No. **60/200,280**, filed **28 April 2000**, entitled "Method of Accessing Remotely Maintained Digital Content with a Wireless

User Appliance Associated with a Rapid Cook Oven”;

(7) Serial No. **60/200,283**, filed **28 April 2000**, entitled “Rapid Cooking Oven with an Integrated Wireless User Appliance for Remote Oven Control”;

(8) Serial No. **60/200,282**, filed **28 April 2000**, entitled “Method of Remote Control of a Rapid Cooking Oven with a Wireless Communication Link”;

(9) Serial No. **60/200,266**, filed **28 April 2000**, entitled “Rapid Cooking Oven with an Integrated Wireless User Appliance to Download Cooking Programs”;

(10) Serial No. **60/200,264**, filed **28 April 2000**, entitled “Method of Downloading Cooking Programs into a Rapid Cooking Oven Utilizing a Wireless User Appliance”;

(11) Serial No. **60/200,268**, filed **28 April 2000**, entitled “Method of Providing Cooking Control Programs to an Oven”;

(12) Serial No. **60/200,278**, filed **28 April 2000**, entitled “Rapid Cooking Oven with Supporting Customer Site Having a Database of Available Cooking Control Programs”;

(13) Serial No. **60/200,267**, filed **28 April 2000**, entitled “Method of Aggregating and Delivering Affiliated Goods and Services Based Upon Cooking Appliance Affinity”;

(14) Serial No. **60/200,276**, filed **28 April 2000**, entitled “Rapid Cooking Oven with Supporting Electronic Commerce Forum”;

(15) Serial No. **60/200,265**, filed **28 April 2000**, entitled “Rapid Cooking Oven with Supporting Customer Site Having Disparate but Linked Digital Content”; and

(16) Serial No. **60/200,275**, filed **28 April 2000**, entitled “Method of Supporting Cooking Operations Utilizing Aggregated and Linked

Digital Content.”

This application is a continuation-in-part of U.S. Patent Application Serial No. **09/815,222**, filed **22 March 2001**, entitled “Rapid Cooking Oven with Broadband Communication Capability to Increase Ease of Use.”

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to my person to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint **Melvin A. Hunn, Reg. No. 32,574; Kenneth C. Hill, Reg. No. 29,650; and James E. Walton, Reg. No. 47,245** to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

Please send all correspondence to:

Melvin A. Hunn
Registration No. 32,574
HILL & HUNN LLP
201 Main Street, Suite 1440
Fort Worth, Texas 76102-3105
817/332.2113
melhunn@hillandhunn.com

Inventor's Signature: _____

Full Name of Inventor: **Jeffrey Bogatin**

Date of Signature: _____

Residence and Post Office Address:

888 Park Avenue #613, New York, NY 10021

Citizenship: United States of America

Inventor's Signature: _____

Full Name of Inventor: **Richard Caron**

Date of Signature: _____

Residence and Post Office Address:

114 Garden Street, Needham, MA 02492

Citizenship: United States of America

Inventor's Signature: _____

Full Name of Inventor: **David McFadden**

Date of Signature: _____

Residence and Post Office Address:

9 Pine Knoll Road, Lexington, MA 02420

Citizenship: United States of America